

1 The Honorable James L. Robart
2
3
4
5
6

7
8 UNITED STATES DISTRICT COURT
9 FOR THE WESTERN DISTRICT OF WASHINGTON
10 AT SEATTLE

11 MICROSOFT CORPORATION, a Washington
12 corporation,

13 Plaintiff,

14 v.

15 MOTOROLA, INC., MOTOROLA
16 MOBILITY, INC., and GENERAL
17 INSTRUMENT CORPORATION.,

18 Defendants.

19 CASE NO. C10-1823-JLR

20 REVISED ORDER GRANTING
21 MOTOROLA MOBILITY'S AND
22 GENERAL INSTRUMENT'S MOTION
23 TO FILE DOCUMENTS UNDER SEAL
24 IN SUPPORT OF THE DAUBERT
25 MOTION TO EXCLUDE CERTAIN
26 TESTIMONY OF PLAINTIFF'S
EXPERTS DR. LYNDE, MURPHY, and
SIMCOE
[PROPOSED]

NOTED ON MOTION CALENDAR:
September 7, 2012

REVISED ORDER GRANTING MOTOROLA'S MOTION TO
FILE DOCUMENTS UNDER SEAL IN SUPPORT OF MOTION
TO EXCLUDE TESTIMONY OF LYNDE, MURPHY AND
SIMCOE [PROPOSED]
CASE NO. C10-1823-JLR

SUMMIT LAW GROUP PLLC
315 FIFTH AVENUE SOUTH, SUITE 1000
SEATTLE, WASHINGTON 98104-2682
Telephone: (206) 676-7000
Fax: (206) 676-7001

THIS MATTER having come before the Court on Motorola Mobility's and General Instrument's Motion to File Documents Under Seal in Support of Motorola Mobility's and General Instrument's *Daubert* Motion to Exclude Certain Testimony of Plaintiff's Experts Drs. Lynde, Murphy, and Simcoe (Dkt. No. 390), and the Court having reviewed the pleadings and evidence presented and on file in this case, and being otherwise fully advised as to the issues presented, the Court hereby:

ORDERS, ADJUDGES AND DECREES that following documents are to be filed under seal:

1. Exhibits 5, 8, 10, 21, and 33 to the Declaration of Samuel L. Brenner; and
 2. Motorola Mobility's and General Instrument's *Daubert* Motion to Exclude Certain Testimony of Plaintiff's Experts Drs. Lynde, Murphy, and Simcoe.

IT IS SO ORDERED.

DATED this day of , 2012.

THE HONORABLE JAMES L. ROBART
UNITED STATES DISTRICT COURT JUDGE

Presented by:

SUMMIT LAW GROUP PLLC

By /s/ Ralph H. Palumbo

Ralph H. Palumbo, WSBA #04751
Philip S. McCune, WSBA #21081
Lynn M. Engel, WSBA #21934
ralphp@summitlaw.com
philm@summitlaw.com
lynne@summitlaw.com

REVISED ORDER GRANTING MOTOROLA'S MOTION TO
FILE DOCUMENTS UNDER SEAL IN SUPPORT OF MOTION
TO EXCLUDE TESTIMONY OF LYNDE, MURPHY AND
SIMCOE - 1
CASE NO. C10-1823-JLR

SUMMIT LAW GROUP PLLC
315 FIFTH AVENUE SOUTH, SUITE 1000
SEATTLE, WASHINGTON 98104-2682
Telephone: (206) 676-7000
Fax: (206) 676-7001

1 By /s/ Thomas V. Miller

2 Thomas V. Miller
3 MOTOROLA MOBILITY, INC.
4 600 North U.S. Highway 45
Libertyville, IL 60048-1286
Phone: (847) 523-2162

5 And by

6 Jesse J. Jenner (*pro hac vice*)

7 Steven Pepe (*pro hac vice*)

Kevin J. Post (*pro hac vice*)

Ropes & Gray LLP

1211 Avenue of the Americas

New York, NY 10036-8704

(212) 596-9046

jesse.jenner@ropesgray.com

steven.pepe@ropesgray.com

kevin.post@ropesgray.com

12 James R. Batchelder (*pro hac vice*)

13 Norman H. Beamer (*pro hac vice*)

Ropes & Gray LLP

14 1900 University Avenue, 6th Floor

East Palo Alto, CA 94303-2284

(650) 617-4030

james.batchelder@ropesgray.com

norman.beamer@ropesgray.com

16 Paul M. Schoenhard (*pro hac vice*)

Ropes & Gray LLP

One Metro Center

17 700 12th Street NW, Suite 900

Washington, DC 20005-3948

(202) 508-4693

paul.schoenhard.@ropesgray.com

20 ***Attorneys for Defendants Motorola, Inc., Motorola***
Mobility, Inc., and General Instrument Corporation

22
23
24
25
26
REVISED ORDER GRANTING MOTOROLA'S MOTION TO
FILE DOCUMENTS UNDER SEAL IN SUPPORT OF MOTION
TO EXCLUDE TESTIMONY OF LYNDE, MURPHY AND
SIMCOE - 2
CASE NO. C10-1823-JLR

SUMMIT LAW GROUP PLLC
315 FIFTH AVENUE SOUTH, SUITE 1000
SEATTLE, WASHINGTON 98104-2682
Telephone: (206) 676-7000
Fax: (206) 676-7001

CERTIFICATE OF SERVICE

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Arthur W. Harrigan, Jr., Esq.
Christopher T. Wion, Esq.
Shane P. Cramer, Esq.
Danielson, Harrigan, Leyh & Tollefson LLP
arthurh@dhlt.com
chrisw@dhlt.com
shanec@dhlt.com

Richard A. Cederoth, Esq.
Brian R. Nester, Esq.
David T. Pritikin, Esq.
Douglas I. Lewis, Esq.
John W. McBride, Esq.
David Greenfield, Esq.
William H. Baumgartner, Jr., Esq.
David C. Giardina, Esq.
Carter G. Phillips, Esq.
Constantine L. Trela, Jr., Esq.
Ellen S. Robbins, Esq.
Nathaniel C. Love, Esq.
Sidley Austin LLP
rcederoth@sidley.com
bnester@sidley.com
dpritikin@sidley.com
dilewis@sidley.com
jwmcbride@sidley.com
david.greenfield@sidley.com
wbaumgartner@sidley.com
dgiardina@sidley.com
cphillips@sidley.com
ctrela@sidley.com
erobbins@sidley.com
nlove@sidley.com

T. Andrew Culbert, Esq.
David E. Killough, Esq.
Microsoft Corp.
andycu@microsoft.com
davkill@microsoft.com

DATED this 7th day of September, 2012.

/s/ Marcia A. Ripley
Marcia A. Ripley

REVISED ORDER GRANTING MOTOROLA'S MOTION TO
FILE DOCUMENTS UNDER SEAL IN SUPPORT OF MOTION
TO EXCLUDE TESTIMONY OF LYNDE, MURPHY AND
SIMCOE - 3
CASE NO. C10-1823-JLR

SUMMIT LAW GROUP PLLC
315 FIFTH AVENUE SOUTH, SUITE 1000
SEATTLE, WASHINGTON 98104-2682
Telephone: (206) 676-7000
Fax: (206) 676-7001